

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
SOUTHERN DIVISION

12 GEORGE EUGENE CROSS, ) No. SA CV 11-1399-CJC (PLA)  
13 Plaintiff, )  
14 v. ) **ORDER ADOPTING MAGISTRATE  
15 SHERIFF SANDRA HUTCHENS, et al., ) JUDGE'S FINAL REPORT AND  
16 Defendants. ) RECOMMENDATION**  
17

---

18 Pursuant to 28 U.S.C. § 636, the Court has reviewed the entire file de novo, including the  
19 magistrate judge's final report and recommendation, and the objections to the report and  
20 recommendation that have been filed herein. The Court agrees with the recommendations of the  
21 magistrate judge.

22 ACCORDINGLY, IT IS ORDERED:

- 23 1. The final report and recommendation is adopted.
- 24 2. Plaintiff's Third Amended Complaint is dismissed without leave to amend for failure  
25 to state a claim, but without prejudice to plaintiff raising his claims as a petition for  
26 writ of habeas corpus.

3. Judgment shall be entered consistent with this order.

4. The clerk shall serve this order and the judgment on all counsel or parties of record.

DATED: May 30, 2012

**HONORABLE CORMAC J. CARNEY  
UNITED STATES DISTRICT JUDGE**